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BA 6/25/02

Response Under 37 C.F.R. § 1.116  
Expedited Procedure  
Examining Group 2615

PATENT  
ATTORNEY DOCKET NO.: 041465-5053

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kaoru YAMAMOTO et al.

Application No.: 09/200,430

Filed: November 27, 1998

For: INFORMATION RECORD MEDIUM,  
AND APPARATUS FOR AND METHOD  
OF REPRODUCING THE SAME

BOX AF

Group Art Unit: 2615

Examiner: C. Onuaku

RECEIVED

JUN 24 2002

Commissioner of Patents  
Washington, D.C. 20231

Technology Center 2600

Sir:

**NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the  
decision of the Examiner dated December 20, 2001, finally rejecting claims 1-11.

1. Extension of Time

- ☒ An extension for three month(s) is being secured in the concurrently filed  
Amendment Under 37 C.F.R. § 1.116.

2. Notice of Appeal Fee - 37 C.F.R. § 1.17(b)

- ☐ The fee in the amount of \$320.00 to cover the appeal fee is enclosed.  
☒ The Commissioner is authorized to charge the appeal fee of \$320.00 to Deposit  
Account No. 50-0310.

06/21/2002 CCHAU1 00000040 500310 09200430

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3. Constructive Petition

- ☒ **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**



Paul A. Fournier

Reg. No. 41,023

Dated: June 20, 2002

**CUSTOMER NO. 009629**

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